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Creditors of Calpine Corporation, *et al.*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
In re: : Chapter 11  
CALPINE CORPORATION, ET AL., : Case No. 05-60200 (BRL)  
Debtors. : (Jointly Administered)

X  
ARISTEIA CAPITAL, L.L.C., :  
AURELIUS CAPITAL MANAGEMENT, L.P., :  
DRAWBRIDGE SPECIAL OPPORTUNITIES :  
ADVISORS LLC, ORE HILL HUB FUND LTD., :  
NISSWA MASTER FUND LTD., PINES EDGE :  
VALUE INVESTORS LTD., PINES EDGE :  
VALUE INVESTORS L.P., SILVER SANDS :  
FUND LLC , STARK MASTER FUND LTD. :  
AND 3V CAPITAL MANAGEMENT, LLC, :

Appellants, : Civil Case No.07-7830  
vs. :  
:

CALPINE CORPORATION AND ITS :  
AFFILIATED DEBTORS AND DEBTORS :  
IN POSSESSION, OFFICIAL COMMITTEE :  
OF UNSECURED CREDITORS OF :  
CALPINE CORPORATION, :  
OFFICIAL COMMITTEE OF EQUITY :  
SECURITY HOLDERS. :  
:

## Appellees. :

BRENCOURT CREDIT OPPORTUNITIES	:	X
MASTER, LTD., BRENCOURT MULTI-	:	
STRATEGY ENHANCED DEDICATED	:	
FUND, LP, DILLON READ U.S. FINANCE	:	
L.P., DILLON READ FINANCIAL PRODUCTS	:	
TRADING LTD., LINDEN CAPITAL L.P.,	:	
AND ORE HILL HUB FUND, LTD.,	:	
	:	
Appellants,	:	
vs.	:	Civil Case No. 07-7831
	:	
CALPINE CORPORATION AND ITS	:	
AFFILIATED DEBTORS AND DEBTORS IN	:	
POSSESSION, OFFICIAL COMMITTEE OF	:	
UNSECURED CREDITORS OF CALPINE	:	
CORPORATION, OFFICIAL COMMITTEE	:	
OF EQUITY SECURITY HOLDERS,	:	
	:	
Appellees.	:	
	X	
HSBC BANK USA, N.A., AS SUCCESSOR	:	X
INDENTURE TRUSTEE FOR THE 6% AND	:	
4.75% CONTINGENT CONVERTIBLE	:	
NOTEHOLDERS,	:	
	:	
Appellant,	:	
vs.	:	Civil Case No. 07-7832
	:	
CALPINE CORPORATION AND ITS	:	
AFFILIATED DEBTORS AND DEBTORS	:	
IN POSSESSION, OFFICIAL COMMITTEE	:	
OF UNSECURED CREDITORS OF	:	
CALPINE CORPORATION, OFFICIAL	:	
COMMITTEE OF EQUITY SECURITY	:	
HOLDERS,	:	
	:	
Appellees.	:	
	X	

-----x	
MANUFACTURERS AND TRADERS	:
TRUST COMPANY, AS SUCCESSOR	:
INDENTURE TRUSTEE,	:
	:
Appellant,	:
	:
vs.	:
	Civil Case No. 07-7867
	:
CALPINE CORPORATION AND ITS	:
AFFILIATED DEBTORS AND DEBTORS	:
IN POSSESSION, OFFICIAL COMMITTEE	:
OF UNSECURED CREDITORS OF	:
CALPINE CORPORATION, OFFICIAL	:
COMMITTEE OF EQUITY SECURITY	:
HOLDERS,	:
	:
Appellees.	:
-----x	

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )

DAGMARA KRASA-BERSTELL

1. Deponent is not a party to this action, is over 18 years of age and is an employee of Akin Gump Strauss Hauer & Feld LLP, 590 Madison Avenue, New York, New York 10022.

2. On September 24, 2007, I caused true and correct copies of the Brief of Appellee Official Committee of Unsecured Creditors of Calpine Corporation, et al. to be served via first class mail, postage prepaid on the parties listed on the annexed Service List A.

/s/ Dagmara Krasa-Berstell  
DAGMARA KRASA-BERSTELL

Sworn to before me this 24<sup>TH</sup> day of September 2007

/s/ Nancy C. Kunen  
Nancy C. Kunen  
Notary Public, State of New York  
No. 43-4945938  
Qualified in Richmond County  
Commission Expires January 21, 2011

**Service List A**

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